

1-180035  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

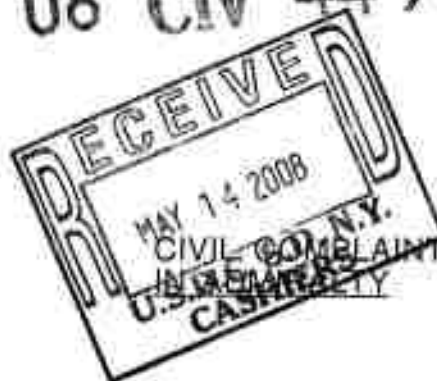
-----X  
CMA CGM (AMERICA) LLC,

Plaintiff,

- against -

ARUVIL INTERNATIONAL, INC.,

Defendant.  
-----X



Plaintiff CMA CGM (AMERICA) LLC, by its attorneys, LAW OFFICES OF ALBERT J. AVALLONE & ASSOCIATES, as and for its Complaint against defendant ARUVIL INTERNATIONAL, INC., in personam, in a cause of action civil and maritime, alleges upon information and belief:

1. This is an admiralty and maritime claim within the meaning of Rule 9(h) of the Federal Rules of Civil Procedure, and the Ocean Shipping Reform Act of 1999, 46 U.S.C., App. Section 1701, et seq.

2. At all times hereinafter mentioned, plaintiff CMA CGM (AMERICA) LLC was and still is a corporation organized and existing under the laws of the State of New Jersey with offices and a place of business at 5701 Lake Wright Drive, Norfolk, VA 23502.

3. Upon information and belief and at all times hereinafter mentioned, defendant ARUVIL INTERNATIONAL, INC. was and still is a corporation organized and existing under the laws of the State of New York, with offices and a place of business at 185 Madison Avenue, Suite 1600, New York, NY 10016.

4. From February of 2004 to the present, plaintiff was and is a common carrier by water in the foreign commerce of the United States.

5. During the period from February, 2004 to the present, defendant was the consignee and/or notify party on bills of lading issued by plaintiff by which defendant would receive goods carried on plaintiff's Vessels from the ports of loading to New York.

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6. Defendant would remove the goods from the port, and would be obligated to return the shipping containers in which the goods were carried to plaintiff within five working days of removal from the port or be subject to per diem charges for each day the equipment was not returned to plaintiff, as per plaintiff's tariff and bill of lading.

7. From February, 2004 to the present, defendant incurred per diem charges totalling \$2,761.00 as per Exhibits A1-A9, annexed hereto.

8. Plaintiff has performed all acts required to be performed by plaintiff.

9. Defendant has failed and refused and continues to fail and refuse to remit payment of \$2,761.00, although duly demanded.

10. By reason of the foregoing, plaintiff has sustained damages in the amount of \$2,761.00 which, although duly demanded, have not been paid.

WHEREFORE, plaintiff prays:

1. For judgment in the amount of \$2,761.00, together with interest thereon, costs, disbursements and a reasonable attorney's fee.

2. That process in due form of law according to the practice of this Court in cases of admiralty and maritime jurisdiction may issue against the defendant citing it to appear and answer all the singular matters aforesaid.

3. That plaintiff have such other and further relief in the premises as in law and justice it may be entitled to receive.

Dated: New York, New York  
May 12, 2008

LAW OFFICES OF  
ALBERT J. AVALLONE & ASSOCIATES

By

  
Albert J. Avallone - AA1679  
Attorneys for Plaintiff  
CMA CGM (AMERICA) LLC  
551 Fifth Avenue, Suite 1625  
New York, NY 10176  
(212) 696-1760

**CMA CGM**

Tel: +73/9312 00 Fax: 18775349419

Please use invoice number as a reference with Payment  
Customer Number Invoice  
000008657001 NAGE0000078

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**ORIGINAL INVOICE**

Date: 23-MAY-2004

Issued by: VABOERA

Invoice to:

ARJVL INTERNATIONAL INC  
8925 SHERMAN LANE  
PENNSAUKEN-NJ-08110  
UNITED STATES

Payable to:

CMA CGM (AMERICA) INC  
5701 LAKE WRIGHT DRIVE  
NORFOLK-VA-23502  
UNITED STATES

## Equipment Import Detention Charge

BL number: IN1004600 Booking number: GSEY 104354 Vessel/Voyage: IN DAMEX DELAWA 75/N403  
Free time allowed: 5 Working days Service contract: 070468 Transportation Mode: Carrier Package

Consignee:

ARJVL INTERNATIONAL INC  
8925 SHERMAN LANE

Notify:

ARJVL INTERNATIONAL INC  
162 MADISON AVE  
SUITE 1600

PENNSAUKEN-NJ-08110  
UNITED STATES

NEW YORK-NY-10018  
UNITED STATES

Container Number: NGL0611572

Size/Type: 40HC

Start Date: 23-FEB-04  
Start Event: Call out Full  
Start Location: NEW YORK, NY/NY  
Start Port: AMER CAN STEVEDORING

Stop Date: 04-MAR-04  
Stop Event: Call out Full  
Stop Location: NEW YORK, NY/NY  
Stop Port: AMERICAN STEVEDORING

Total storable days: 7 Calendar days

From Date	To Date	Days	Type	Rate	Currency	Amount
23-FEB-04	26-FEB-04	5	Working	0	USD	0
27-FEB-04	04-MAR-04	7	Calendar	46.00	USD	308.00

For PAYMENT QUESTION contact Collections at 1-888-253-8882

\*All DISPUTES must be submitted within 90 days of invoice date to our Collections Dept. Fax 377-654-8416 or email collections@cmacgm.com

\*To PREVENT DOOR-TO-DOOR & PORT-TO-PORT charges, notification MUST be made via email to: usacma@cmacgm.com to stop the detention fee.

Company address and contact details as per freight book details,  
including CMA CGM (America) Inc. (Consolidated Account)  
to Consignee  
to Consignee's Office  
only, to  
Tel: 0012006582  
Account Number: 000 27105806

TOTAL Amount Due **308.00 USD**

Payable by: Due upon Receipt

**EXHIBIT "A"**

**CMA CGM**

To: 1757RE-21-DC FAX: 18776344419

Please use invoice number as reference with Payment

Page 1 of 1

**ORIGINAL INVOICE**

Customer Number  
0300300550001

Invoice  
NAJ000004852

Date: 15-JUN-2004

Issued by: VAED326

Invoice to:

ARUVI INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800  
NEW YORK, NY- NY 10018  
UNITED STATES

Payable to:

CMA CGM (AMERICA) INC  
5701 LAKE WRIGHT DRIVE  
NORFOLK-VA-23502  
UNITED STATES

## Equipment Import Detention Charge

Customer: 0300300550001  
Freight Method: 5 Working days

Booking number: DLI102827  
Service contract:

Vessel/Voyage: INDAMFKA MAJABARANG06/W  
Transportation Mode: Container Haulage

Consignee:

STATE BANK OF INDIA  
480 PARK AVE

Notify:

ARUVI INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800

NEW YORK-NY-10022  
UNITED STATES

NEW YORK-NY-10018  
UNITED STATES

Container Number: 11NJDSU2134

Size/Type: 40HQ

Start Date: 06-APR-04  
Start Event: Gate out, Full  
Start Location: TAMPA, FL, FL  
Start Point: CSX-TAMPA

Stop Date: 15-APR-04  
Stop Event: Gate in, Empty  
Stop Location: TAMPA, FL, FL  
Stop Point: CSX-TAMPA

Total billable days: 2 Calendar days

From Date	To Date	Days	Type	Rate	Currency	Amount
06-APR-04	10-APR-04	5	Working	0	USD	0
14-APR-04	15-APR-04	2	Calendar	44.00	USD	88.00

For PAYMENT QUESTIONS contact Collections at 1-800-220-0002

A. DISCOUNTS: An invoice submitted in writing within 30 days of invoice date to our Collections Department via Fax 877-834-2418 or email collections@cmacgm.com.

B. PAYMENT: Our DUE DATE is 15th day of the month following the date of the invoice. Payment must be made via check to "CMA CGM (AMERICA) INC" or by wire transfer to "CMA CGM (AMERICA) INC".

You may also send wire transfers as per below bank details:  
Beneficiary: CMA CGM (AMERICA) INC - Commercial Account  
Bank: America  
Account Name: CMA CGM (AMERICA) INC  
Address: 5701 LAKE WRIGHT DRIVE  
Norfolk, VA 23502  
Account Number: 004120005000

TOTAL Amount Due: **88.00 USD**

Payable by: Due upon Receipt

**EXHIBIT "A2"**

CMA CGM (AMERICA) INC.  
5701 LAKE WRIGHT DRIVE  
NOFOLK-VA-23502  
UNITED STATES



Tel: 1-877-6121011 Fax: 1-877-6348416

Please use invoice number as a reference with Payment  
Customer Number: 00000000000000000000  
Invoice Number: 00000000000000000000

Page 1 of 1  
Date: 27-JUL-2005  
Invoice by: VARDARA  
**ORIGINAL INVOICE**

FROM (TO):  
ARJUL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800  
NEW YORK-NY-10016  
UNITED STATES

Payable to:  
CMA CGM (AMERICA) INC  
5701 LAKE WRIGHT DRIVE  
NOFOLK-VA-23502  
UNITED STATES

**Equipment Import Detention Charge**

Booking number: 001075227  
Freight class: 5 Working days  
Booking number: 001075227  
Sevice code: 001  
Vessel/Voyage: NORDAMX COLORADO/001400E  
Transportation Mode: Carrier Haulage

Consignee:  
ARJUL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800  
NEW YORK-NY-10016  
UNITED STATES  
Notify:  
ARJUL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800  
NEW YORK-NY-10016  
UNITED STATES

Container Number: FOMU4472666 Size/Type: 40ST  
Start Date: 28 JUN 05 Stop Date: 07 JUL 05  
Start Event: Gate out Full Stop Event: Gate in Empty  
Start Location: NEW YORK, NY/NY Stop Location: NEW YORK, NY/NY  
Start Point: PNC Stop Point: PNC

Total days: 2 Calendar days

From Date	To Date	Days	Type	Rate	Currency	Amount
28-JUN-05	05-JUL-05	5	Working	0.00	USD	0.00
05-JUL-05	07-JUL-05	2	Calendar	65.00	USD	130.00

For PAYMENT QUESTIONS contact Collections at 1-800-255-0992  
\* ALL DISPUTES must be submitted in writing within 30 days of invoice date to our Collections department via Fax 877-634-0419 or email to larson.24  
\* For an "OFF RECORD" "DROP" & P/O of shipment, notification MUST be made via email to "laron.phy@cmacg.com" to stop the detention  
charges.

Company Address: 5701 Lake Wright Drive, Norfolk, VA 23502  
Attention: CMA CGM (America) Inc. - Operations Admin  
- US of America  
Tel: 1-877-6121011  
Fax: 1-877-6348416  
E-Mail: US00000000  
Invoice Number: 00449783838

TOTAL Amount Due: 130.00 USD  
Payable by: Due upon Receipt

EXHIBIT "A3"



CMA CGM (AMERICA) INC  
5721 LAKE WRIGHT DRIVE  
NORFOLK-VA-23502  
UNITED STATES



Tel: 1757382200 FAX: 1877644419

Please use invoice number as a reference with Payment  
Customer Number: 009136602803  
Invoice Number: NALD0015122

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ORIGINAL INVOICE

Date: 27 JUL 2008

Issued by: VAGUBRA

Notice to:  
ARUMI INTERNATIONAL INC  
135 MADISON AVE  
SUITE 1600  
NEW YORK-NY-10016  
UNITED STATES

Payable to:  
CMA CGM (AMERICA) INC  
5721 LAKE WRIGHT DRIVE  
NORFOLK-VA-23502  
UNITED STATES

Equipment Import Detention Charge

Booking number: 011075956 Vessel/Voyage: INDAMEX COLORADO 140E  
Free time allowed: 5 Working days Services ordered: Transporter Model: Center Package

Consignee:  
ARUMI INTERNATIONAL INC  
135 MADISON AVE  
SUITE 1600  
NEW YORK-NY-10016  
UNITED STATES

Notify:  
ARUMI INTERNATIONAL INC  
135 MADISON AVE  
SUITE 1600  
NEW YORK-NY-10016  
UNITED STATES

Container Number: TGHU2716222 Size/Type: 20ST  
Start Date: 28 JUL 05 Ship Date: 06 JUL 05  
Start Event: Gate out Fill Ship Event: Gate in Empty  
Start Location: NEW YORK, NY NY Ship Location: NEW YORK, NY NY  
Start Port: RWIT Ship Port: RWIT

Total billable days: 3 Calendar days

From Date	To Date	Days	Type	Rate	Currency	Amount
28 JUL 05	30 JUL 05	2	Working	0	USD	0
31 JUL 05	03 AUG 05	3	Overdue	65.00	USD	195.00

For PAYMENT QUESTIONS contact Collectors at 1-866-253-3932 \*  
ALL DUES must be paid within 30 days of invoice date to our Collectors department via Fax 877-634-8419 or email collectors@cmacgm.com  
For a "MORE DUES" or "DUES A PICK" invoice, a "DUES A PICK" invoice will be made available to you at cmacgm.com

Our office is open 24 hours a day. For more details, contact: CMA CGM (America) Inc., Operations Assistant  
100 Commercial Place  
Falls Church, VA  
Fax: 703-261-9599  
E-mail: Number: 001177759393

TOTAL Amount Due: 195.00 USD  
Payable by: Due upon Receipt

EXHIBIT "A4"

CMA CGM (AMERICA) INC.  
5701 LAKE WAREHOUS DRIVE  
ROCKFORD, IL 60089  
UNITED STATES



Tel: 1-877-831-2100 FAX: 1-877-651-6419

Please refer invoice number as a reference with Payment		Page 1 of 1	ORIGINAL INVOICE
Customer Number 000000000000	Invoice NAIMC247788	Date: 20 SEP 2005	Issued by: VABDHOW
Invoice to: ARUMI INTERNATIONAL INC 185 MADISON AVE SUITE 1600 NEW YORK, NY 10016 UNITED STATES		Payable to: CMA CGM (AMERICA) INC 5701 LAKE WAREHOUS DRIVE ROCKFORD, IL 60089 UNITED STATES	

**Equipment Import Detention Charge**

Container Number: N1004793 Booking number: DHI000405 Vessel/Voyage: INDIANEX CAUVERMAN 624  
Days allowed: 5 Working days Service contract: Transportation Mode: Container Heavily

Consignee: Notify:  
ARUMI INTERNATIONAL INC ARUMI INTERNATIONAL INC  
185 MADISON AVE 185 MADISON AVE  
SUITE 1600 SUITE 1600  
NEW YORK, NY 10016 NEW YORK, NY 10016  
UNITED STATES UNITED STATES

Container Number: DCMU1290003 Size/Type: 20FT

Start Date: 08-SEP-05	Stop Date: 13-SEP-05
Start Event: Onload Full	Stop Event: Onload Empty
Start Location: NEW YORK, NY NY	Stop Location: NEW YORK, NY NY
Start Port: PNCT	Stop Port: PNCT

Days allowed: 2 Calendar days

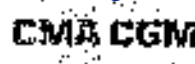
From Date	To Date	Days	Type	Rate	Currency	Amount
08-SEP-05	13-SEP-05	5	Working	0	USD	0
13-SEP-05	15-SEP-05	2	Calendar	85.00	USD	170.00

\* PAYMENT GUARANTEES contact Collectors at 1-866-253-6902  
\* DISPATCH must be submitted following within 30 days of release date to our Detention department by Fax 877-834-6419 or email collector \*\*\*  
\* TO STOP FORTIFY - TO STOP & PICK shipment, notification MUST be made via email to [stopdetla@cma-cgm.com](mailto:stopdetla@cma-cgm.com) to stop the detention charge.

May also send via email as per below bank details:  
Address: CMA-CGM (AMERICA) INC - Operating Account  
City: America  
Commercial Place  
City: NY  
Postcode: 60089  
A/C Number: 004177783995

TOTAL Amount Due	170.00 USD
Payable by: Due upon Receipt	

EXHIBIT "A5"



To: 1-877-931-2100 Fax: 1-877-654-6419

Please use invoice number as reference with Payee  
Customer Number: 0000003358001  
Invoice: NAIM0312261

Page 1 of 1

ORIGINAL INVOICE

Date: 05-14-2008

Noted by: LABDHOW

Invoice to:  
ARUWIL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800  
NEW YORK, NY-10016  
UNITED STATES

Payable to:  
CMA CGM AMERICA INC  
3701 LAKE WRIGHT DRIVE  
NORFOLK, VA-23502  
UNITED STATES

Equipment Import Detention Charge

BL Number: N1088353 Booking number: DP1111700 Vessel/Voyage: INDAMEX GOODWARY N1808  
Free time allowed: 5 Working days Service contract: 05-0604 Transcon (gk) Move: Gater Haulage

Consignee:  
ARUWIL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800  
NEW YORK, NY-10016  
UNITED STATES

Notify:  
ARUWIL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800  
NEW YORK, NY-10016  
UNITED STATES

Container Number: TSCU4191306 Size/Type: 40GT  
Start Date: 15-DEC-05 Stop Date: 30-DEC-05  
Start Event: Gate out Full Stop Event: Gate in Empty  
Start Location: NEW YORK, NY NY Stop Location: NEW YORK, NY NY  
Start Port: ONGT Stop Port: ONGT

Total billable days: 9 Calendar days

From Date	To Date	Days	Type	Rate	Currency	Amount
15-DEC-05	21-DEC-05	6	Working	11.1	USD	66.60
22-DEC-05	30-DEC-05	7	Gate in	85.00	USD	595.00

For PAYMENT: DUE DATIONS period: Detention rate: 1-800-955-3892  
All DUE DATIONS must be submitted showing within 30 days of vessel arrival to our Detention department via Fax 371 1824 9418 or email to laborer \*\*\*  
For a STORAGE DUE DATION: PICK up element, notification MUST be made via email to \*\*\* for emergency/exceptional equipment operation to start the detention period.

For any other service, with reference to per below bank details:  
Beneficiary: CMA CGM (America) Inc - Open Account Account  
Bank Name:  
Bank Address:  
Bank City:  
Bank Country:  
Bank Number: 00412000000

TOTAL Amount Due: 765.00 USD

Payable by: Due upon Receipt

EXHIBIT "A6"



ORIGINAL INVOICE

order by: %>F10%

CMA CGM AMERICA, INC.  
EYU LAKE WRIGHT DRIVE  
NORFOLK-VA-23502  
UNITED STATES

NEW YORK, NY 10016  
UNITED STATES

Stop Date:	06-10-06
Stop Event:	Gala in Jersey
Stop Location:	NEW YORK NY/NY
Stop Port:	PNQ

From Date	To Date	Days	Type	Rate	Currency	Amount
20 JAN 00	01 FEB 00	5	Working	0	USD	0
02 FEB 00	05 FEB 00	5	Calendar	88.00	USD	440.00

\* Free STORE ROOM - GROUP 2 ONLY - subject to conditions - MUST be made available for use, irrespective of whether or not the date of

Payable by: Due upon Receipt

EXHIBIT A7

**CMA CGM**

To: 17575612100 FAX: 18776545419

Please use invoice number as a reference with Payment

Customer Number: 0000003959001  
Invoice Number: INUM00375709

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**ORIGINAL INVOICE**

Date: 10-APR-2006

Issued by: VADONOW

Invoice for:

ARJVL INTERNATIONAL INC  
86 MADISON AVE  
SUITE 1600  
NEW YORK-NY-10017  
UNITED STATES

Payable to:

CMA CGM (AMERICA) INC  
5701 LAKE WRIGHT DRIVE  
NORFOLK-VA-23502  
UNITED STATES

## Equipment Import Detention Charge

SL number: IN-051992 Booking number: DR 113683 Vessel/Voyage: INDYVEX GGDVARIMN213E  
Free time allowed: 8 Working days Service contract: Transportation Mode: Carrier-Haulage

Consignee:

ARJVL INTERNATIONAL INC  
165 MADISON AVE  
SUITE 1600

NEW YORK-NY-10017  
UNITED STATES

Notify:

ARJVL INTERNATIONAL INC  
165 MADISON AVE  
SUITE 1600

NEW YORK-NY-10017  
UNITED STATES

Container Number: SCMU1139332 Size/Type: 4031

Start Date:	22-MAR-06	Stop Date:	31-MAR-06
Start Event:	Gate out Full	Stop Event:	Gate in Empty
Start Location:	NEW YORK, NY,NY	Stop Location:	NEW YORK, NY,NY
Start Port:	NYCT	Stop Port:	NYCT

Total charge days: 8 Calendar days

From Date	To Date	Days	Type	Rate	Currency	Amount
22-MAR-06	29-MAR-06	7	Working	0	USD	0
29-MAR-06	31-MAR-06	2	Calendar	55.00	USD	255.00

or PAYMENT COLLECTIONS central Collections at 1-866-353-9081

\* ALL CUSTOMER must be satisfied in writing within 30 days of invoice date to all Collections department via Fax 877-334-6419 or email collections@cmacgm.com

For more information, DRP & PIC, it's important to contact CMAT as early as possible to help identify available options and to stop the detention of the

If you also send with a copy below bank details  
infinite.com CMA-CGM (America) Inc. - 2704504 Account  
Link of Account  
to Central and Place  
make, VA  
Fax: 12300539  
Credit Number: 004-27089003

TOTAL Amount Due: 255.00 USD

Payable by: Due upon Receipt

**EXHIBIT "A8"**

**CMA CGM**

Tel: 1757682700 Fax: 1877634846

Please use invoice number as a reference with Payment

Page 1 of 1

**ORIGINAL INVOICE**

Customer Number  
0000305555001

Invoice  
NAB0455074

Date: 03 AUG 2008

Issued by: VAB02-CW

Invoice to:

ARJAL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800  
NEW YORK-NY-10018  
UNITED STATES

Payable to:

CMA CGM (AMERICA) INC  
5701 LAKE WRIGHT DRIVE  
NORFOLK-VA-23502  
UNITED STATES

## Equipment Import Detention Charge

BL Number: IN1275472  
Free time in days: 5 Working days

Booking Number: DE 114436  
Service contract: 05-0004

Vessel/Voyage: INJAMEX COLORADO/2245  
Transportation Mode: Carrier Haulage

Consignee:

ARJAL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800

NEW YORK, NY 10018  
UNITED STATES

Notify:

ARJAL INTERNATIONAL INC  
185 MADISON AVE  
SUITE 1800

NEW YORK-NY-10018  
UNITED STATES

Container Number: CLHU4011107

Size/Type: 40HQ

Start Date: 13-APR-08  
Start Event: Gate in Full  
Start Location: NEW YORK, NY, NY  
Start Port: PNY

Stop Date: 24-APR-08  
Stop Event: Gate in Empty  
Stop Location: NEW YORK, NY, NY  
Stop Port: PNY

Free time in days: 5 Calendar days

From Date	To Date	Days	Type	Rate	Currency	Amount
13-APR-08	19-APR-08	6	Working	0	USD	0
20-APR-08	24-APR-08	5	Detention	80.00	USD	400.00

\*\* PAYMENT QUESTIONS contact Collectors at 1-800-357-3382 \*\*

\*\* ALL EQUIPMENT must be re-tilled in writing within 30 days of release date to our Collectors/Agents or via Fax 677-8041/4119 or email collector \*\*

For a "MORE GOOD" - "GOOD \$ 1000" equipment, notification MUST be made via email to: [usa.gdp@cmacgm.com](mailto:usa.gdp@cmacgm.com) to stop the collection fee \*\*

You may send identification copy of few documents  
to: CMA CGM (America) Inc. - One Global Account  
Link of America  
18 Commerce Place  
York, VA  
22602-0505  
Fax Number: 202-277-0866

TOTAL Amount Due 425.00 USD

Payable by: Due upon Receipt

**EXHIBIT "A9"**